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Craig Peterson, OSB #120365
Jaimie Fender, OSB #120832
Kimberly Hood, OSB #123008
Robinson Tait, P.S.
901 Fifth Avenue, Suite 400
Seattle, WA 98164
Phone: (206) 676-9640
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Email: khood@robinsontait.com

CIRCUIT COURT OF OREGON FOR LANE COUNTY

CARRINGTON MORTGAGE SERVICES,
LLC,

NO. 16CV38689

Plaintiff,

WRIT OF EXECUTION IN FORECLOSURE

v.

KAYLEA COLLEY; CHRIS MEADOR; JULI
MEADOR; MATTHEW J. CHAPMAN;
TRANSWORLD SYSTEMS INC., DBA CMS;
AND PERSONS OR PARTIES UNKNOWN
CLAIMING ANY RIGHT, TITLE, LIEN, OR
INTEREST IN THE PROPERTY DESCRIBED
IN THE COMPLAINT HEREIN,

Defendants.

TO: LANE COUNTY SHERIFF

1. WHEREAS, on May 22, 2017, in the above-entitled court, a judgment of foreclosure was enrolled and docketed in the above-entitled cause, a true copy of which is attached hereto as Exhibit "A" and made a part hereof;

2. WHEREAS, pursuant to ORS 18.862, the Judgment Creditor's address is as follows:

Carrington Mortgage Services, LLC
1600 South Douglas Road, Suite 200-A
Anaheim, CA 92806

1
2 For the purpose of this Writ, the Judgment Creditor's address is as follows:

3 Carrington Mortgage Services, LLC
4 c/o Robinson Tait, P.S.
5 901 Fifth Avenue, Suite 400
6 Seattle, Washington 98164

7 3. WHEREAS, the real property to be sold pursuant to the above referenced judgment is
8 legally described as

9 LEGAL DESCRIPTION IS ATTACHED TO JUDGMENT AS EXHIBIT A.
10 and commonly known as 34157 East Cloverdale Road, Creswell, OR 97426.

11 4. NOW, THEREFORE, IN THE NAME OF THE STATE OF OREGON, you are
12 hereby commanded to sell the above referenced real property, in the manner prescribed by law for the
13 sale of real property upon execution (subject to redemption), all of the interest which the defendant(s)
14 had on February 2, 2009, the date of the Deed of Trust, and also all of the interest which the
15 defendant(s) had thereafter, in the real property described in the judgment, to satisfy the judgment,
16 which as of July 26, 2017,

17
18
19 **Lenders Principal Judgment:**

20	1. Unpaid Principal Balance	\$194,106.40
21	2. Pre-Judgment Interest from April 1, 2014	
22	to April 21, 2017, the date calculated by the Declarant	
	in the Declaration in Support of Judgment	\$29,647.88
23	3. Lenders Fees and Costs	\$22,189.48
	4. Attorney's Fees and Costs	\$3,869.48

24 *Total Judgment Award Entered* \$249,813.24

25 **Additional Pre Judgment Interest**

26		
27	1. Accrued Interest from April 22, 2017	
28	to May 22, 2017, the date of entry	
	of Judgment	\$824.29

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Total Judgment Award

\$250,637.53

Post Judgment Interest

- 1. Accrued Post Judgment Interest at a rate of 9% per annum or at \$61.80, from May 23, 2017, the day after the entry of judgment, through July 26, 2017, the date the writ is being requested \$4,017.00

Current Total Amount Owing

\$ 254,654.53

In addition to the above, interest continues to accrue on the total of the amounts listed above at the rate of 9% per annum or at \$61.80 per diem, in accordance with the General Judgment of Foreclosure and continues to accrue until the date of sale.

5. THEREFORE, in the name of the State of Oregon you are hereby commanded to seize and sell the above described Property, in the manner prescribed by law; or so much thereof as may be necessary to satisfy the Judgment and Money Award, interest, fees and costs.

MAKE RETURN HEREOF within 60 days after you receive this writ.

DATED this 4th day of August, 2017.

Angie Jones

court clerk



EXHIBIT A

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CIRCUIT COURT OF OREGON FOR LANE COUNTY

CARRINGTON MORTGAGE SERVICES,
LLC,

Plaintiff,

v.

KAYLEA COLLEY; CHRIS MEADOR; JULI
MEADOR; MATTHEW J. CHAPMAN;
TRANSWORLD SYSTEMS INC., DBA CMS;
AND PERSONS OR PARTIES UNKNOWN
CLAIMING ANY RIGHT, TITLE, LIEN, OR
INTEREST IN THE PROPERTY DESCRIBED
IN THE COMPLAINT HEREIN,

Defendants.

NO. 16CV38689

GENERAL JUDGMENT DETERMINING
AMOUNT OWED AND FORECLOSURE

(Clerk's Action Required)

THIS MATTER having come on for hearing this day before the undersigned Judge of the above entitled court upon the motion of the plaintiff for judgment and foreclosure herein, the plaintiff, CARRINGTON MORTGAGE SERVICES, LLC, appearing and being represented by CRAIG PETERSON, Attorney of Robinson Tait, and after considering the pleadings and affidavits on file herein, findings of fact and conclusion of law being unnecessary under Civil Rule 69D, the court finds that the allegations contained in the plaintiff's Complaint are true, that there are no material issues of fact, that the plaintiff is entitled to judgment as a matter of law, and that the judgment should be entered in favor of the plaintiff forthwith as more particularly hereafter set forth. Therefore,

GENERAL JUDGMENT DETERMINING
AMOUNT OWED AND FORECLOSURE - 1
00260-02221-0100 OR157507

ROBINSON TAIT, P. S.

1011 1/2 Second Street, SE
Washouville, WA 97148
503.863.7777

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IT IS HEREBY ORDERED AND ADJUDGED THAT:

1. Plaintiff, CARRINGTON MORTGAGE SERVICES, LLC be awarded judgment in the sum of \$194,106.40, together with interest at a rate as provided in the Note from April 1, 2014 through April 21, 2017 in the amount of \$29,647.88 with additional pre-judgment interest at the per diem rate of \$26.59 as provided in the Note to the date of entry of judgment; plus reasonable attorneys' fees in the amount of \$2,600.00, plus other recoverable amounts of \$22,189.48 which includes the amounts itemized in the declaration of the lender in support of motion for judgment plus allowable costs of \$1,269.48 as itemized in the bill of disbursements and an additional amount for post-judgment sheriff's fees. Said judgment to bear interest until paid at the statutory rate or at the contract rate, whichever is greater; and.

2. Plaintiff's Deed of Trust on real property in Lane County, Oregon, legally described as follows:

LEGAL DESCRIPTION IS ATTACHED HERETO AS EXHIBIT A.

which was recorded on February 3, 2009, under Auditor's File No. 2009-005168, records of Lane County, Oregon, be adjudged and decreed to be a first and paramount lien upon the above described real estate and the whole thereof as security for the payment of the judgment herein set forth, and that said Deed of Trust be foreclosed and the property therein described is hereby ordered sold by the Sheriff of Lane County in the manner provided for by law, and the proceeds therefrom shall be applied to the payment of the judgment, interest, attorneys' fees and costs, and such other sums as plaintiff has advanced prior to judgment, and that such sums shall constitute a first and specific lien and charge upon said real estate, prior and superior to any right, title, estate, lien or interest of Kaylea

1 Colley, Chris Meador, Juli Meador, Matthew J. Chapman, and Transworld Systems Inc., DBA CMS
2 and of any one claiming by, through or under them; and
3

4 3. Kaylea Colley, Chris Meador, Juli Meador, Matthew J. Chapman, and Transworld
5 Systems Inc., DBA CMS subsequent to February 2, 2009, the date of the Deed of Trust which is
6 foreclosed herein, be forever barred and estopped from claiming or asserting any right, title, lien or
7 interest in or to said property or any part thereof, save and except for the right of redemption as
8 allowed by law; and
9

10 4. Plaintiff be granted the right to become a bidder and purchaser at the sale and the
11 purchaser shall be entitled to exclusive possession of the property upon completion of sale according to
12 law, and to all right, title and interest in any rents and profits generated or arising from the property
13 during the statutory redemption period; and plaintiff is entitled to such remedies as are available at law to
14 secure possession, including writ of assistance, if defendants or any of them or any other party or person
15 shall refuse to surrender possession to the purchaser immediately upon purchaser's demand for
16 possession; and
17

18 5. Pursuant to ORS 18.950, if any proceeds from the execution sale remain after the
19 payment of costs under ORS 18.950(3) and satisfaction of the judgment, the court administrator shall
20 pay the remaining proceeds as directed by the court in the order of distribution.
21
22

23 **DECLARATION DETERMINING AMOUNT OF DEBT**
24 *(Not a Money Award, see ORS 18.862, 86.797, and 88.010)*

25 Judgment Creditor:

26 CARRINGTON MORTGAGE SERVICES,
27 LLC
28 c/o Robinson Tait, P.S.
901 Fifth Avenue, Suite 400
Seattle, WA 98104

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(206) 676-9640

Attorney for Judgment Creditor: Craig Peterson
Robinson Tait, P.S.
901 Fifth Avenue, Suite 400
Seattle, WA 98164
(206) 676-9640

The name of any person or public body,
other than the Judgment Creditor's
Attorney, who is entitled to any
portion of the judgment: None

Principal Balance: \$194,106.40

Simple Interest on the Principal Balance
from April 1, 2014 to April 21, 2017: \$29,647.88

Other Amounts Due Under Terms of Loan: \$22,189.48

Attorneys' Fees and Costs:
Attorneys' Fee: \$2,600.00
Total Costs: \$1,269.48

Total Attorney Fees and Costs: \$3,869.48

TOTAL DEBT OWED \$249,813.24

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Pre-Judgment: Additional pre-judgment interest accrues from April 22, 2017, to the date of entry of judgment at the per diem rate of \$26.59, in accordance with the Note

Post-Judgment: Interest Accrues on the total of the amounts listed above in accordance with the contract rate in the Note, or at the statutory rate of 9% per annum, whichever is greater.

Allowed. _____

Denied. _____

Signed: 6/22/2017 03:26 PM



Charles D. Carlson, Circuit Court Judge

Submitted by:



Craig Peterson, OSB #120365

Email: cpeterson@robinsontait.com

Jaimie Fender, OSB #120832

Email: jfender@robinsontait.com

Kimberly Hood, OSB #123008

Email: khood@robinsontait.com

Michael Althouse, OSB #150793

Email: mallhouse@robinsontait.com

Gregory Morphew, OSB #170214

Email: gmorphew@robinsontait.com

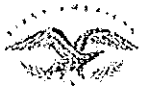
Robinson Tait, P.S.

Attorneys for Plaintiff

Tel: (206) 676-9640

Fax: (206) 676-9659

Exhibit A



First American

Exhibit A

ISSUED BY

First American Title Insurance Company

POLICY NUMBER

5008241-2375688

File No.: 7199-2375688

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE COUNTY OF Lane, STATE OF OR, AND IS DESCRIBED AS FOLLOWS:

Lot 7, PARSONS AND BUTLER'S RIVER ROAD TRACTS, as platted and recorded in Book 6, Page 4, Lane County Plat Records, in Lane County, Oregon.

EXCEPT the following parcels of land:

PARCEL I:

Beginning at the Southwest corner of Lot 7, PARSONS AND BUTLER'S RIVER ROAD TRACTS, as platted and recorded in Book 6, Page 4, Lane County Plat Records; thence North 140.0 feet, along the West line of said Lot 7, to the True Point of Beginning; thence North 467.2 feet, along the West line of said Lot 7, to the Northwest corner of said Lot 7; thence East 177.0 feet, along the North line of said Lot 7; thence South 467.2 feet, parallel with the West line of Lot 7; thence West 177.0 feet, parallel with the North line of Lot 7, to the True Point of Beginning, in Lane County, Oregon.

PARCEL II:

The West 125 feet of the South 140 feet of the Lot 7, in PARSONS AND BUTLER'S RIVER ROAD TRACTS, as platted and recorded in Book 6, Page 4, Lane County Oregon Plat Records, in Lane County, Oregon.

ALSO EXCEPTING that tract of land conveyed to the State of Oregon, by and through its State Highway Commission, as described by instrument recorded December 7, 1966, Reception No. 68683, Official Records of Lane County, Oregon.

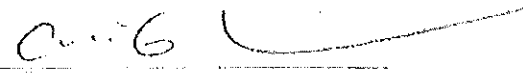
CERTIFICATE OF READINESS- UTCR 5.100

This proposed order or judgment is ready for judicial signature because:

1. Each opposing party affected by this order or judgment has stipulated to or approved its terms, as shown by each party's signature on the proposed order or judgment being submitted.
2. Each opposing party affected by this order has approved the form of the document, as shown by written communication to me.
3. I have served a copy on all parties entitled to service and:
 - No objection has been served on me within that time frame.
 - I received objections that I could not resolve with the objecting party despite reasonable efforts to do so. I have filed with the court a copy of the objections I received and indicated which objections remain unresolved.
 - After conferring about objections [role and name of opposing party] agreed to independently file any remaining objection.
4. The relief sought is against a party who has been found in default.
5. An order of default is being requested with this proposed judgment.
6. Service is not required pursuant to subsection (1)(c) of UTCR 5.100, or by statute, rule, or otherwise.
7. This is a proposed judgment that includes an award of punitive damages and notice has been served on the Director of the Crime Victims' Assistance Section as required by subsection (1)(d) of UTCR 5.100.

Date:

5-17-17



Attorney, OSB

120365